



01-09-06

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. 10/738417)
Applicant: Ham, J.) Ex. S. Johnson
Title: Inert Tactical Weapons System) Art Unit 3641
and Method of Use.)
Filing Date: Dec. 17, 2003)

Response to Communication Mailed September 9, 2005

Now comes applicant and responds to the issues raised in the above communication a copy of which is submitted herewith. Submitted also herewith is a check for \$510.00 for the Extension of Time fee of an additional three months and a revised copy of the amendment to the claims submitted in May, 2005. It is believed that the status indicators are now acceptable and the brackets have been replaced with parathensis. If the Examiner is still of the mind that the amendment is not acceptable he is requested to call the undersigned at 703 754-1860 so that an corrections can be authorized by Examiner's amendment or a follow-up submission.

Respectfully submitted,

James W. Hiney, Esq.
Reg. No. 24,705
Attorney of record
1872 Pratt Drive, Suite 1100
Blacksburg, VA 24060
Enclosures:

Express Mail No. US 047681522 US

01/10/2006 SDENB0B1 00000079 10738417
01 FC:2253 510.00 DP



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/738,417	12/17/2003	Jerry D. Ham		8341

7590 09/09/2005

T kLaw
Technology Law Offices of Virginia
Virginia Tech Corporate Research Center
1872 Pratt Drive, Suite 1100
Blacksburg, VA 24060-6363

EXAMINER

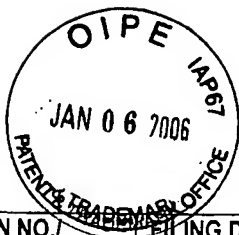
JOHNSON, STEPHEN

ART UNIT	PAPER NUMBER
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3641

DATE MAILED: 09/09/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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10/738,417

EXAMINER

ART UNIT	PAPER
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20050906

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

Stephen M. Johnson
Primary Examiner
Art Unit: 3641

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Art Unit: 3641

1. The replies filed on 5/27/2005 and 6/5/2005 are not fully responsive to the prior Office action because of the following omission(s) or matter(s): (1) The claims as filed on 6/5/2005 do not comply with 37 CFR 1.121(c) because the claim status indicators of claims 2-20 are not enclosed in parenthesis (brackets are not the same as parenthesis) and because the status indicators of claims 1-5, 8, 10, 13, 16, and 19 are not permissible status indicators (see 37 CFR 1.121(c) (2) The amendments to the title and written specification, as filed on 5/27/2005, do not conform with 37 CFR 1.121(b). See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

1.136(a)

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Stephen M. Johnson whose telephone number is 571-272-6877. The examiner can normally be reached on Tuesday through Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael Carone can be reached on 571-272-6873. The Central FAX phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 800-786-9199.

Application/Control Number: 10/738,417

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STEPHEN M. JOHNSON
PRIMARY EXAMINER

Stephen M. Johnson
Primary Examiner
Art Unit 3641

SMJ

September 6, 2005